IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 976 of 1998

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated in W.P.No.7135 of 97 dated 24-11-1997 on the file of the High Court.)

Between:

1. Government of A.P. represented by its secretary, General Administration Department, Secretariate, Hyderabad.
2. Govt.of A.P. represented by its secretary, Agriculture and Cooperation Department, Secretariate, Hyderabad.
3. The Commissioner for Coopn & Registrar of Coop Societies, A.P.Hyderabad.
4. The Dist.Collector,Guntur, Guntur District.
5. District Cooperative Oficer, District Cooperative Office, Guntur.

..... APPELLANTS.

AND:

Ch. Padmaja, D/o Late Ch.Sambasivarao, H.No.5-94-18-6/13-A, Brodipet, Guntur.

.....RESPONDENT.

Counsel for the Appellant: GP FOR AGRICULTURE AND COOPERATION.

Counsel for the Respondent No.: DR.P.B.VIJAY KUMAR .

The Court made the following :

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JUDGMENT: (Per Sri Justice G.Bikshapathy)

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1. The writ appeal is filed against the order dated 24-11-1997 passed by this Court in W.P.No.7135 of 1997.

2. The matter relates to the compassionate appointment consequent on the death of the employees. The respondent filed an application for compassionate appointment which was rejected by the authorities on the ground that she is short of ten days for acquiring eligibility for consideration. Keeping in view the facts and circumstances of the case, the learned single Judge directed the authorities to relax the condition to the extent of 10 days and offer the job to the respondent under compassionate grounds. The said order is assailed by the Government in this writ appeal.

3. It is brought to the notice to this Court that the respondent already been appointed on the consequent direction of the learned single Judge and at this distance of time, we are not inclined to consider the matter on merits as she is already working for the last several years.

4. Further, we also found that giving direction to the authorities to relax the period of 10 days cannot be considered to be illegal or contrary to law and we see no ground to interfere with the orders passed by the learned single Judge.

5. The writ appeal is accordingly dismissed. No costs.

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G.BIKSHAPATHY,J

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B.SESHASAYANA REDDY,J

Dated 1st December, 2004.

Dvs

To

1. The Secretary, Government of A.P. General Administration

Department, Secretariate, Hyderabad.

2. The Secretary,Govt.of A.P. Agriculture and Cooperation

Department, Secretariate, Hyderabad.

3. The Secretary, Commissioner for Coopn & Registrar of Coop

Societies, A.P.Hyderabad.

4.The Dist.Collector,Guntur, Guntur District.

5.District Cooperative Oficer, District Cooperative Office, Guntur.

6.TwoCCs to Government Pleader for Agriculture and Cooperation.

7. Two CD copies.

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

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